

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

KCC 13368.10

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)

09/402,059

INTERNATIONAL APPLICATION NO.

PCT/EP97/05160

INTERNATIONAL FILING DATE

23 March 1998

PRIORITY DATE CLAIMED

27 March 1997

TITLE OF INVENTION

ABSORBENT ARTICLE

APPLICANT(S) FOR DO/EO/US

Maria RAIDEL et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☒ This is a **SECOND OR SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.  
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☐ Other items or information:
  - Copy of Notification of Missing Requirements Under 35 U.S.C. 371
  - Certificate of Mailing by Express Mail (2 pages)
  - Return Receipt Postcard

KCC-3002


EXPRESS MAIL NO.: EL456496198US

MAILED: 14 February 2000

P203.1/10  
02/22/2000 PVOLPE 00000083 09402059

01 FC:154

130.00 00

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <b>09/402,059</b>		INTERNATIONAL APPLICATION NO. <b>PCT/EP97/05160</b>		ATTORNEY'S DOCKET NUMBER <b>KCC-13368.10</b>		
17. <input checked="" type="checkbox"/> The following fees are submitted: <b>BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):</b> Search Report has been prepared by the EPO or JPO ..... \$ 840.00  International preliminary examination fee paid to USPTO (37 CFR 1.482) ..... \$ 670.00  No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) ..... \$ 690.00  Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO ..... \$ 970.00  International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) ..... \$ 96.00				<b>CALCULATIONS</b>		<b>PTO USE ONLY</b>
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>						
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130.00		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE			
Total claims	- 20 =		X \$18.00			
Independent claims	- 03 =		X \$78.00			
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$260.00			
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 130.00		
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28).						
<b>SUBTOTAL =</b>				\$ 130.00		
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				+		
<b>TOTAL NATIONAL FEE =</b>				\$ 130.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+		
<b>TOTAL FEES ENCLOSED =</b>				\$ 170.00		
				Amount to be: refunded	\$	
				charged	\$	
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>170.00</u> to cover the above fee is enclosed.  b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.  c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>19-3550</u> . A duplicate copy of this sheet is enclosed.						
<b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.						
SEND ALL CORRESPONDENCE TO:  Pauley Petersen Kinne & Fejer 2800 West Higgins Road, Suite 365 Hoffman Estates, Illinois 60195 (847) 490-1400 Fax: (847) 490-1403				<div style="text-align: center;">             _____            SIGNATURE         </div> <div style="text-align: center;">           Maxwell J. Petersen            _____            NAME         </div> <div style="text-align: center;">           32,772            _____            REGISTRATION NUMBER         </div>		

424 Rec'd PCT/PTO 14 FEB 2000

Docket No.: KCC-13368.10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Maria RAIDEL  
Franz ASCHENBRENNER

Title: ABSORBENT ARTICLE

Serial No.: 09/402,059

Based Upon: PCT/EP97/05160

Express Mail No.: EL456496198US

Date of Deposit: 14 February 2000

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

**Box PCT**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

I hereby certify that the following requisites of the subject patent application are being deposited with the United States Postal Service as Express Mail Post Office to Addressee No. EL456496198US, on 14 February 2000, and is addressed to Box PCT, Assistant Commissioner for Patents, Washington, D.C. 20231, together with the items listed below.

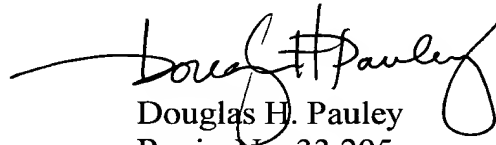
- Transmittal Letter (Form PTO-1390), in duplicate
- Executed German Language Declaration

Serial No. 09/402,059

Docket No.: KCC-13368.10

- Recordation Form Cover Sheet, together with executed Assignment Document
- A check in the amount of \$170.00 to cover the fees set forth in the Transmittal Letter
- Copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)
- Return Receipt Postcard

Respectfully submitted,

  
Douglas H. Pauley  
Regis. No. 33,295

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Hoffman Estates, Illinois 60195  
(847) 490-1400  
FAX (847) 490-1403

09/402059



Address: ASSISTANT COMMISSIONER FOR PATENTS  
Box PCT  
Washington, D.C. 20231

U.S. APPLICATION NO. **09/402059** **RAIBEL** FIRST NAMED APPLICANT **M** ATTY. DOCKET NO. **KCC-13368.10**

KCC-3000

5071

INTERNATIONAL APPLICATION NO. **01/1684**

PAULEY PETERSEN KINNE & FEJER  
2800 WEST HIGGINS ROAD  
SUITE 365  
HOFFMAN ESTATES IL 60195

I.A. FILING DATE **03/23/98** PRIORITY **03/27/97**

01/12/00

DATE MAILED

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as ☐ a Designated Office (37 CFR 1.494).

☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☒ non-English language.

☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventor(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed **27 SEP 1999** and \_\_\_\_\_.

☐ Information Disclosure Statement(s) filed \_\_\_\_\_ and \_\_\_\_\_.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed \_\_\_\_\_.

☐ Statement Claiming Small Entity Status.

☒ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ \_\_\_\_\_ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

**ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

**A copy of this notice MUST be returned with this response.**

Enclosed: ☐ PCT/DO/EO/917 ☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

Telephone: (703) **305-3661**

DOCKETED

DATE 11-20-00 13:13:00